

By: King

S.B. No. 1518

A BILL TO BE ENTITLED

AN ACT

relating to the establishment of a terrorist offender registry and to the supervision of those terrorist offenders; creating criminal offenses related to terrorism.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

SECTION 1. Title 1, Code of Criminal Procedure, is amended by adding Chapter 65 to read as follows:

CHAPTER 65. TERRORIST OFFENDER REGISTRATION PROGRAM

SUBCHAPTER A. GENERAL PROVISIONS

Art. 65.001. DEFINITIONS. In this chapter:

(1) "Authority for campus security" means the authority with primary law enforcement jurisdiction over property under the control of a public or private institution of higher education.

(2) "Centralized registration authority" means a mandatory countywide registration location designated under Article 65.005.

(3) "Criminal justice official" means a chief of police of a municipality, sheriff, constable, county attorney with criminal jurisdiction, district attorney, or criminal district attorney.

(4) "Department" means the Department of Public Safety.

(5) "Extrajurisdictional registrant" means a person

1 who is required to register as a terrorist under the laws of another
2 state with which the department has entered into a reciprocal
3 registration agreement.

4 (6) "Local law enforcement authority" means the office
5 of the chief of police of a municipality, the office of the sheriff
6 of a county in this state, or a centralized registration authority.

7 (7) "Officer" means a juvenile probation officer,
8 community supervision and corrections department officer, or
9 parole officer.

10 (8) "Penal institution" means:

11 (A) a confinement facility operated by or under
12 contract with any division of the Texas Department of Criminal
13 Justice;

14 (B) a confinement facility operated by or under
15 contract with the Texas Juvenile Justice Department;

16 (C) a juvenile secure pre-adjudication or
17 post-adjudication facility operated by or under a local juvenile
18 probation department; or

19 (D) a county jail.

20 (9) "Released" means discharged, paroled, placed in a
21 nonsecure community program for juvenile offenders, or placed on
22 juvenile probation, community supervision, or mandatory
23 supervision.

24 (10) "Reportable conviction or adjudication" means a
25 conviction or adjudication, including an adjudication of
26 delinquent conduct or deferred adjudication, that, regardless of
27 the pendency of an appeal, is a conviction for or an adjudication

1 for committing:

2 (A) an offense under Chapter 76, Penal Code;

3 (B) an offense described by 18 U.S.C. Section
4 2332b(g)(5);

5 (C) an offense under 18 U.S.C. Section 2332f,
6 2332g, 2332h, or 2332i; or

7 (D) an offense against the Uniform Code of
8 Military Justice, against a state or territory of the United
9 States, or against a foreign country, where the offense contains
10 elements that are substantially similar to the elements of an
11 offense described by this subdivision.

12 (11) "Terrorist offender" means a person who has a
13 reportable conviction or adjudication.

14 Art. 65.002. APPLICABILITY OF CHAPTER. (a) This chapter
15 applies only to a reportable conviction or adjudication occurring
16 on or after January 1, 2024.

17 (b) Except as provided by Subsection (c), the duties imposed
18 on a person required to register under this chapter on the basis of
19 a reportable conviction or adjudication, and the corresponding
20 duties and powers of other entities in relation to the person
21 required to register on the basis of that conviction or
22 adjudication, are not affected by an appeal of the conviction or
23 adjudication.

24 (c) If a conviction or adjudication that is the basis of a
25 duty to register under this chapter is set aside on appeal by a
26 court or if the person required to register under this chapter
27 receives a pardon, the duties imposed on the person by this chapter

1 and the corresponding duties and powers of other entities in
2 relation to the person are terminated.

3 Art. 65.003. DETERMINATION REGARDING SUBSTANTIALLY SIMILAR
4 ELEMENTS OF OFFENSE. (a) For purposes of this chapter, the
5 department is responsible for determining whether an offense under
6 the laws of another state or a foreign country, federal law, or the
7 Uniform Code of Military Justice contains elements that are
8 substantially similar to the elements of an offense described by
9 Article 65.001(10)(A), (B), or (C).

10 (b) The department annually shall provide or make available
11 to each prosecuting attorney's office in this state:

12 (1) the criteria used in making a determination under
13 Subsection (a); and

14 (2) any existing record or compilation of offenses
15 under the laws of another state or a foreign country, federal law,
16 and the Uniform Code of Military Justice that the department has
17 already determined to contain elements that are substantially
18 similar to the elements of offenses under the laws of this state.

19 Art. 65.004. DETERMINATION REGARDING PRIMARY REGISTRATION
20 AUTHORITY. (a) Except as provided by Subsection (b), for each
21 person subject to registration under this chapter, the department
22 shall determine which local law enforcement authority serves as the
23 person's registration authority based on the municipality or county
24 in which the person resides.

25 (b) If a person resides, works, or attends school in a
26 county with a centralized registration authority, the centralized
27 registration authority serves as the person's registration

1 authority, regardless of whether the person resides, works, or
2 attends school in any municipality located in that county.

3 (c) The department shall notify each person subject to
4 registration under this chapter of the person's primary
5 registration authority in a timely manner.

6 Art. 65.005. CENTRALIZED REGISTRATION AUTHORITY. (a) The
7 commissioners court of a county may designate the office of the
8 sheriff or the office of a chief of police to serve as a centralized
9 registration authority.

10 (b) A person subject to this chapter is required to perform
11 the registration and verification requirements of Articles 65.051
12 and 65.056 and the change of address requirements of Article 65.054
13 only with respect to the centralized registration authority for the
14 county, regardless of whether the person resides in any
15 municipality located in that county. If the person resides in a
16 municipality, and the local law enforcement authority does not
17 serve as the person's centralized registration authority, the
18 centralized registration authority, not later than the third day
19 after the date the person registers or verifies registration or
20 changes address with that authority, shall provide to the local law
21 enforcement authority notice of the person's registration,
22 verification of registration, or change of address, as applicable,
23 with the centralized registration authority.

24 (c) This article does not affect a person's duty to register
25 with a secondary terrorist offender registry under Article 65.057.

26 Art. 65.006. CENTRAL DATABASE. (a) The department shall
27 maintain a computerized central database containing the

1 information required for registration under this chapter.

2 (b) Except as provided by Subsections (d), (e), (g), (h),
3 and (i), the information contained in the database is confidential
4 and not subject to disclosure under Chapter 552, Government Code.
5 Information from the database that is received by an entity under
6 Subsection (d), (e), (g), (h), or (i) is confidential and not
7 subject to disclosure by the entity.

8 (c) The department shall maintain in the database any
9 photograph of the person that is available, including through the
10 process for obtaining or renewing a personal identification
11 certificate or driver's license under Section 521.103 or 521.272,
12 Transportation Code, and shall update the photographs in the
13 database annually or as photographs otherwise become available.

14 (d) The department shall provide a licensing authority with
15 notice of any person required to register under this chapter who
16 holds or seeks a license that is issued by the authority.

17 (e) On the written request of a licensing authority that
18 identifies an individual and states that the individual is an
19 applicant for or a holder of a license issued by the authority, the
20 department shall release any information described by Subsection
21 (a) to the licensing authority.

22 (f) For the purposes of Subsections (d) and (e):

23 (1) "License" means a license, certificate,
24 registration, permit, or other authorization that:

25 (A) is issued by a licensing authority; and

26 (B) a person must obtain to practice or engage in
27 a particular business, occupation, or profession.

1 (2) "Licensing authority" means a department,
2 commission, board, office, or other agency of the state or a
3 political subdivision of the state that issues a license.

4 (g) Not later than the third day after the date on which the
5 applicable information becomes available through the person's
6 registration or verification of registration or under Article
7 65.056, the department shall send notice of any person required to
8 register under this chapter who is or will be employed by, carrying
9 on a vocation at, or a student at an institution of higher education
10 in this state to:

11 (1) for an institution in this state:

12 (A) the authority for campus security; or

13 (B) if an authority for campus security does not
14 exist, the local law enforcement authority of:

15 (i) the municipality in which the
16 institution is located; or

17 (ii) the county in which the institution is
18 located, if the institution is not located in a municipality; or

19 (2) for an institution in another state, any existing
20 authority for campus security.

21 (h) On the written request of an institution of higher
22 education described by Subsection (g) that identifies an individual
23 and states that the individual has applied to work or study at the
24 institution, the department shall release any information
25 described by Subsection (a) to the institution.

26 (i) The department, for law enforcement purposes, shall
27 release all relevant information described by Subsection (a) to a

1 peace officer, a criminal justice official, an employee of a local
2 law enforcement authority, or the attorney general on the request
3 of the applicable person or entity.

4 Art. 65.007. INFORMATION PROVIDED ON REQUEST OF LAW
5 ENFORCEMENT PERSONNEL OR PROSECUTOR; ALERT. (a) The department
6 shall establish a procedure by which a peace officer, criminal
7 justice official, or employee of a law enforcement agency who
8 provides the department with a driver's license number, personal
9 identification certificate number, or license plate number is
10 automatically provided information as to whether the person is
11 required to register under this chapter or whether the license
12 plate number is entered in the computerized central database under
13 Article 65.006.

14 (b) The department shall establish an alert flag on the
15 criminal history record information of each person who is required
16 to register under this chapter that would be visible and accessible
17 to a peace officer, criminal justice official, or employee of a law
18 enforcement agency while in the performance of the officer's,
19 official's, or employee's official duties.

20 Art. 65.008. GENERAL IMMUNITY. The following persons are
21 immune from liability for good faith conduct under this chapter:

22 (1) a criminal justice official;

23 (2) an employee or officer of the department, the
24 Texas Department of Criminal Justice, the Texas Juvenile Justice
25 Department, the Board of Pardons and Paroles, or a local law
26 enforcement authority or law enforcement agency;

27 (3) an employee or officer of a community supervision

1 and corrections department or a juvenile probation department; and
2 (4) a member of the judiciary.

3 Art. 65.009. RULEMAKING AUTHORITY. The department, the
4 Texas Department of Criminal Justice, and the Texas Juvenile
5 Justice Department may adopt any rule necessary to implement this
6 chapter.

7 SUBCHAPTER B. REGISTRATION AND VERIFICATION REQUIREMENTS; RELATED
8 NOTICE

9 Art. 65.051. REGISTRATION: GENERAL. (a) A person who is
10 required to register under this chapter as a condition of parole,
11 release to mandatory supervision, or community supervision shall
12 register or, if the person is a person for whom registration is
13 completed under this chapter, verify registration, as provided by
14 Subsection (f), with the local law enforcement authority in any
15 municipality where the person resides or intends to reside for more
16 than seven days. If the person does not reside or intend to reside
17 in a municipality, the person shall register or verify registration
18 in any county where the person resides or intends to reside for more
19 than seven days. The person shall satisfy the requirements of this
20 subsection not later than:

21 (1) the seventh day after the person's arrival in the
22 municipality or county; or

23 (2) the first date the local law enforcement authority
24 of the municipality or county by policy allows the person to
25 register or verify registration, as applicable.

26 (b) The department shall provide the Texas Department of
27 Criminal Justice, the Texas Juvenile Justice Department, and each

1 local law enforcement authority, authority for campus security,
2 county jail, and court with a form for registering persons required
3 by this chapter to register.

4 (c) The registration form shall require:

5 (1) the person's full name, date of birth, sex, race,
6 height, weight, eye color, hair color, social security number, and
7 driver's license number;

8 (2) the address at which the person resides or intends
9 to reside or a detailed description of the geographical location at
10 which the person resides or intends to reside;

11 (3) each alias used by the person and any home, work,
12 or cellular telephone number;

13 (4) a recent color photograph or an electronic digital
14 image of the person and a complete set of the person's fingerprints;

15 (5) the type of offense for which the person is
16 required to register, the date of conviction or adjudication, and
17 the punishment received;

18 (6) an indication as to whether the person is
19 discharged, paroled, or released on juvenile probation, community
20 supervision, or mandatory supervision;

21 (7) an indication of each license, as defined by
22 Article 65.006, that is held or sought by the person;

23 (8) an indication as to whether the person is or will
24 be employed by, carrying on a vocation at, or a student at an
25 institution of higher education, and the name and address of that
26 institution;

27 (9) the vehicle registration information of any

1 vehicle owned by the person, including the make, model, vehicle
2 identification number, color, and license plate number; and

3 (10) any other information required by the department.

4 (d) The registration form must contain a description of any
5 registration duties the person has under this chapter.

6 (e) Not later than the third day after a person registers,
7 the local law enforcement authority shall send a copy of the
8 registration form to the department and, if the person resides on
9 the campus of a public or private institution of higher education,
10 to any authority for campus security for that institution.

11 (f) Not later than the seventh day after the date on which
12 the person is released, a person for whom registration is completed
13 under this chapter shall report to the applicable local law
14 enforcement authority to verify the information in the registration
15 form received by the authority under this chapter. The authority
16 shall require the person to produce proof of the person's identity
17 and residence before the authority gives the registration form to
18 the person for verification. If the information in the registration
19 form is complete and accurate, the person shall verify registration
20 by signing the form. If the information is not complete or
21 accurate, the person shall make any necessary additions or
22 corrections before signing the form.

23 (g) A person who is required to register or verify
24 registration under this chapter shall ensure that the person's
25 registration form is complete and accurate with respect to each
26 piece of information required by the form in accordance with
27 Subsection (c).

1 (h) If a person subject to registration under this chapter
2 does not move to an intended residence by the end of the seventh day
3 after the date on which the person is released or the date on which
4 the person leaves a previous residence, the person shall:

5 (1) report to the officer supervising the person by
6 not later than the seventh day after the date the person is released
7 or the date on which the person leaves a previous residence, and
8 provide the officer with the address of the person's temporary
9 residence; and

10 (2) continue to report to the officer weekly during
11 the time in which the person has not moved to an intended residence
12 and provide the officer with the address of the person's temporary
13 residence.

14 (i) If the other state has a registration requirement for a
15 terrorist offender, a person who has a reportable conviction or
16 adjudication, who resides in this state, and who is employed by,
17 carries on a vocation at, or is a student at an institution of
18 higher education in another state shall, not later than the 10th day
19 after the date on which the person begins to work or attend school
20 in the other state, register with the law enforcement authority
21 that is identified by the department as the authority designated by
22 that state to receive registration information. If the person is
23 employed by, carries on a vocation at, or is a student at a public or
24 private institution of higher education in the other state and if an
25 authority for campus security exists at the institution, the person
26 shall also register with that authority not later than the 10th day
27 after the date on which the person begins to work or attend school.

1 (j) If a person subject to registration under this chapter
 2 is released from a penal institution without being released to
 3 parole or placed on any other form of supervision, and the person
 4 does not move to the address indicated on the registration form as
 5 the person's intended residence or does not indicate an address on
 6 the registration form, the person shall, not later than the seventh
 7 day after the date on which the person is released:

8 (1) report in person to the local law enforcement
 9 authority for the municipality or county, as applicable, in which
 10 the person is residing and provide that authority with the address
 11 at which the person is residing or, if the person's residence does
 12 not have a physical address, a detailed description of the
 13 geographical location of the person's residence; and

14 (2) until the person indicates the person's current
 15 address on the registration form or otherwise complies with the
 16 requirements of Article 65.054, as appropriate, continue to report,
 17 in the manner required by Subdivision (1), to that authority not
 18 less than once in each succeeding 30-day period and provide that
 19 authority with the address at which the person is residing or, if
 20 applicable, a detailed description of the geographical location of
 21 the person's residence.

22 (k) A person required to register under this chapter may not
 23 refuse or otherwise fail to provide any information required for
 24 the accurate completion of the registration form.

25 Art. 65.052. REGISTRATION: EXTRAJURISDICTIONAL
 26 REGISTRANTS. (a) An extrajurisdictional registrant is required to
 27 comply with the annual verification requirements of Article 65.056.

1 (b) The duty to register for an extrajurisdictional
2 registrant expires on the date the person's duty to register would
3 expire under the laws of the other state or foreign country had the
4 person remained in that state or foreign country, under federal
5 law, or under the Uniform Code of Military Justice, as applicable.

6 Art. 65.053. PRERELEASE NOTIFICATION. (a) Before a person
7 who will be subject to registration under this chapter is due to be
8 released from a penal institution, an official of the penal
9 institution shall:

10 (1) inform the person that:

11 (A) not later than the seventh day after the date
12 on which the person is released or after the date on which the
13 person moves from a previous residence to a new residence in this
14 state, or not later than the first date the applicable local law
15 enforcement authority by policy allows the person to register or
16 verify registration, the person must register or verify
17 registration with the local law enforcement authority in the
18 municipality or county in which the person intends to reside;

19 (B) not later than the seventh day after the date
20 on which the person is released or the date on which the person
21 moves from a previous residence to a new residence in this state,
22 the person must, if the person has not moved to an intended
23 residence, report to the applicable entity or entities as required
24 by Article 65.051 or 65.054;

25 (C) not later than the seventh day before the
26 date on which the person moves to a new residence in this state or
27 another state, the person must report in person to the local law

1 enforcement authority designated as the person's registration
2 authority and to the officer supervising the person;

3 (D) not later than the 10th day after the date on
4 which the person arrives in another state in which the person
5 intends to reside, the person must register with the law
6 enforcement agency that is identified by the department as the
7 agency designated in that state to receive registration
8 information, if the other state has a registration requirement;

9 (E) not later than the 30th day after the date on
10 which the person is released, the person must apply to the
11 department in person for the issuance of an original or renewal
12 driver's license or personal identification certificate and a
13 failure to apply to the department as required by this paragraph
14 results in the automatic revocation of any driver's license or
15 personal identification certificate issued by the department to the
16 person; and

17 (F) the person must notify appropriate entities
18 of any change in status as described by Article 65.055;

19 (2) require the person to sign a written statement
20 confirming that the person was informed of the person's duties as
21 described by Subdivision (1) or, if the person refuses to sign the
22 statement, certify that the person was so informed;

23 (3) obtain the address or, if applicable, a detailed
24 description of the geographical location where the person expects
25 to reside on the person's release and other registration
26 information, including a photograph and complete set of
27 fingerprints; and

1 (4) complete the registration form for the person.

2 (b) On the seventh day before the date on which a person who
3 will be subject to registration under this chapter is due to be
4 released from a penal institution, or on receipt of notice by a
5 penal institution that a person who will be subject to registration
6 under this chapter is due to be released in less than seven days, an
7 official of the penal institution shall send the person's completed
8 registration form to the department and to:

9 (1) the applicable local law enforcement authority in
10 the municipality or county in which the person expects to reside in
11 this state, if the person expects to reside in this state; or

12 (2) the law enforcement agency that is identified by
13 the department as the agency designated by another state to receive
14 registration information, if the person expects to reside in that
15 other state and that other state has a registration requirement for
16 terrorist offenders.

17 (c) If a person who is subject to registration under this
18 chapter receives an order deferring adjudication, placing the
19 person on community supervision or juvenile probation, or imposing
20 only a fine, the court pronouncing the order or sentence shall
21 ensure that the prerelease notification and registration
22 requirements are conducted on the day of entering the order or
23 sentencing. If a community supervision and corrections department
24 representative is available in court at the time a court pronounces
25 a sentence of deferred adjudication or community supervision, the
26 representative shall immediately conduct the prerelease
27 notification and registration requirements. In any other case in

1 which the court pronounces a sentence under this subsection, the
2 court shall designate another appropriate individual to conduct the
3 prerelease notification and registration requirements.

4 (d) If a person who will be subject to registration under
5 this chapter is placed under the supervision of the parole division
6 of the Texas Department of Criminal Justice or a community
7 supervision and corrections department under Section 510.017,
8 Government Code, the division or department, as applicable, shall
9 conduct the prerelease notification and registration requirements
10 on the date the person is placed under supervision.

11 (e) Before a person who will be subject to registration
12 under this chapter is due to be released from a penal institution in
13 this state, an official of the penal institution shall inform the
14 person that:

15 (1) if the person intends to reside in another state
16 and to work or attend school in this state, the person must, not
17 later than the seventh day after the date on which the person begins
18 to work or attend school or the first date the applicable local law
19 enforcement authority allows the person to register or verify
20 registration, register or verify registration with the local law
21 enforcement authority in the municipality or county in which the
22 person intends to work or attend school; and

23 (2) if the person intends to reside in this state and
24 to work or attend school in another state and if the other state has
25 a registration requirement for terrorist offenders, the person
26 must, not later than the 10th day after the date on which the person
27 begins to work or attend school in the other state, register with

1 the law enforcement authority that is identified by the department
2 as the authority designated by that state to receive registration
3 information.

4 Art. 65.054. CHANGE OF ADDRESS; LACK OF ADDRESS. (a) If a
5 person required to register under this chapter intends to change
6 address, the person shall, not later than the seventh day before the
7 intended change, report in person to the local law enforcement
8 authority designated as the person's registration authority and the
9 officer supervising the person and provide the authority and the
10 officer with the person's anticipated move date and new address. If
11 a person required to register under this chapter changes address,
12 the person shall, not later than the seventh day after changing the
13 address or the first date the applicable local law enforcement
14 authority allows the person to report, report in person to the local
15 law enforcement authority in the municipality or county in which
16 the person's new residence is located and provide the authority
17 with proof of identity and proof of residence.

18 (b) Not later than the third day after receiving a report
19 under Subsection (a), the officer supervising the person shall
20 forward the information provided under Subsection (a) to the local
21 law enforcement authority designated as the person's primary
22 registration authority by the department and, if the person intends
23 to move to another municipality or county in this state, to the
24 applicable local law enforcement authority in that municipality or
25 county.

26 (c) If the person moves to another state that has a
27 registration requirement for terrorist offenders, the person

1 shall, not later than the 10th day after the date on which the
2 person arrives in the other state, register with the law
3 enforcement agency that is identified by the department as the
4 agency designated by that state to receive registration
5 information.

6 (d) Not later than the third day after receipt of
7 information under Subsection (a) or (b), whichever is earlier, the
8 local law enforcement authority shall forward the information to
9 the department and, if the person intends to move to another
10 municipality or county in this state, to the applicable local law
11 enforcement authority in that municipality or county.

12 (e) If a person who reports to a local law enforcement
13 authority under Subsection (a) does not move on or before the
14 anticipated move date or does not move to the new address provided
15 to the authority, the person shall:

16 (1) not later than the seventh day after the
17 anticipated move date, and not less than weekly after that seventh
18 day, report to the local law enforcement authority designated as
19 the person's primary registration authority by the department and
20 provide an explanation to the authority regarding any changes in
21 the anticipated move date and intended residence; and

22 (2) report to the officer supervising the person not
23 less than weekly during any period in which the person has not moved
24 to an intended residence.

25 (f) If the person moves to another municipality or county in
26 this state, the department shall inform the applicable local law
27 enforcement authority in the new area of the person's residence not

1 later than the third day after the date the person moves.

2 (g) If the person moves to another state, the department
3 shall, immediately on receiving information under Subsection (d):

4 (1) inform the agency that is designated by the other
5 state to receive registration information, if that state has a
6 registration requirement for terrorist offenders; and

7 (2) send to the Federal Bureau of Investigation a copy
8 of the person's registration form, including the record of
9 conviction and a complete set of fingerprints.

10 (h) If a person required to register under this chapter
11 resides for more than seven days at a location or locations to which
12 a physical address has not been assigned by a governmental entity,
13 the person, not less than once in each 30-day period, shall confirm
14 the person's location or locations by:

15 (1) reporting to the local law enforcement authority
16 in the municipality where the person resides or, if the person does
17 not reside in a municipality, the local law enforcement authority
18 in the county in which the person resides; and

19 (2) providing a detailed description of the applicable
20 location or locations.

21 Art. 65.055. STATUS REPORT BY SUPERVISING OFFICER OR LOCAL
22 LAW ENFORCEMENT AUTHORITY. (a) If the officer supervising a person
23 subject to registration under this chapter receives information to
24 the effect that the person's status has changed in any manner that
25 affects proper supervision of the person, including a change in the
26 person's name, physical health, job or educational status,
27 including higher educational status, incarceration, or terms of

1 release, the officer shall promptly notify the appropriate local
2 law enforcement authority or authorities of that change. If the
3 person required to register intends to change address, the officer
4 shall notify the local law enforcement authorities designated by
5 Article 65.054(b). Not later than the seventh day after the date the
6 officer receives the relevant information, the officer shall notify
7 the local law enforcement authority of any change in the person's
8 job or educational status in which the person:

9 (1) becomes employed, begins to carry on a vocation,
10 or becomes a student at a particular institution of higher
11 education; or

12 (2) terminates the person's status in that capacity.

13 (b) Not later than the seventh day after the date of the
14 change or the first date the applicable authority by policy allows
15 the person to report, a person subject to registration under this
16 chapter shall report to the local law enforcement authority
17 designated as the person's registration authority any change in the
18 person's name or job or educational status or if the person is
19 hospitalized for any reason.

20 Art. 65.056. LAW ENFORCEMENT VERIFICATION OF REGISTRATION
21 INFORMATION. (a) A person subject to registration under this
22 chapter who has, with respect to an offense described by Article
23 65.001(10), been convicted two or more times, received an order of
24 deferred adjudication two or more times, or been convicted and
25 received an order of deferred adjudication shall report to the
26 local law enforcement authority designated as the person's
27 registration authority not less than once in each 90-day period

1 following the date the person first registered under this chapter
2 to verify the information in the registration form maintained by
3 the authority for that person. A person subject to registration
4 under this chapter who is not subject to the 90-day reporting
5 requirement described by this subsection shall report to the local
6 law enforcement authority designated as the person's registration
7 authority once each year not earlier than the 30th day before and
8 not later than the 30th day after the anniversary of the person's
9 date of birth to verify the information in the registration form
10 maintained by the authority for that person.

11 (b) A local law enforcement authority designated as a
12 person's registration authority by the department may direct the
13 person to report to the authority to verify the information in the
14 registration form maintained by the department for that person.
15 The authority may direct the person to report under this subsection
16 once in each 90-day period following the date the person first
17 registered under this chapter, if the person is required to report
18 not less than once in each 90-day period under Subsection (a), or
19 once in each year not earlier than the 30th day before and not later
20 than the 30th day after the anniversary of the person's date of
21 birth, if the person is required to report once each year under
22 Subsection (a). A local law enforcement authority may not direct a
23 person to report to the authority under this subsection if the
24 person is required to report under Subsection (a) and is in
25 compliance with the reporting requirements of that subsection.

26 (c) The local law enforcement authority shall require the
27 person to produce proof of the person's identity and residence

1 before the authority gives the registration form to the person for
2 verification. If the information in the registration form is
3 complete and accurate, the person shall verify registration by
4 signing the form. If the information is not complete or not
5 accurate, the person shall make any necessary additions or
6 corrections before signing the form.

7 (d) A local law enforcement authority designated as a
8 person's primary registration authority by the department may at
9 any time mail a nonforwardable verification form to the last
10 reported address of the person. Not later than the 21st day after
11 receipt of a verification form under this subsection, the person
12 shall:

13 (1) indicate on the form whether the person still
14 resides at the last reported address or the person's new address;

15 (2) complete any other information required by the
16 form;

17 (3) sign the form; and

18 (4) return the form to the authority.

19 (e) For purposes of this article, a person receives multiple
20 convictions or orders of deferred adjudication regardless of
21 whether:

22 (1) the judgments or orders are entered on different
23 dates; or

24 (2) the offenses for which the person was convicted or
25 placed on deferred adjudication arose out of different criminal
26 transactions.

27 Art. 65.057. REGISTRATION OF PERSONS REGULARLY VISITING

1 LOCATION. (a) A person subject to this chapter who on at least
2 three occasions during any month spends more than 48 consecutive
3 hours in a municipality or county in this state, other than the
4 municipality or county in which the person is registered under this
5 chapter, before the last day of that month shall report that fact
6 to:

7 (1) the local law enforcement authority of the
8 municipality in which the person is a visitor; or

9 (2) if the person is a visitor in a location that is
10 not a municipality, the local law enforcement authority of the
11 county in which the person is a visitor.

12 (b) A person described by Subsection (a) shall provide the
13 local law enforcement authority with:

14 (1) all information the person is required to provide
15 under Article 65.051(c);

16 (2) the address of any location in the municipality or
17 county, as appropriate, at which the person was lodged during the
18 month; and

19 (3) a statement as to whether the person intends to
20 return to the municipality or county during the succeeding month.

21 Art. 65.058. REQUIREMENTS RELATING TO DRIVER'S LICENSE OR
22 PERSONAL IDENTIFICATION CERTIFICATE. (a) A person subject to
23 registration under this chapter shall apply to the department in
24 person for the issuance of an original or renewal driver's license
25 under Section 521.272, Transportation Code, a personal
26 identification certificate under Section 521.103, Transportation
27 Code, or a commercial driver's license or commercial learner's

1 permit under Section 522.033, Transportation Code, not later than
2 the 30th day after the date:

3 (1) the person is released from a penal institution or
4 by a court; or

5 (2) the department sends written notice to the person
6 of the requirements of this article.

7 (b) The person shall annually renew in person the driver's
8 license or personal identification certificate until the person's
9 duty to register under this chapter expires.

10 Art. 65.059. DNA SPECIMEN. A person required to register
11 under this chapter shall comply with a request for a DNA specimen
12 made by a law enforcement agency under Section 411.1473, Government
13 Code.

14 Art. 65.060. PROHIBITED LOCATION OF RESIDENCE. A person
15 subject to registration under this chapter may not reside on the
16 campus of an institution of higher education unless the institution
17 approves the person to reside on the institution's campus.

18 SUBCHAPTER C. EXPIRATION OF DUTY TO REGISTER; OFFENSE

19 Art. 65.101. EXPIRATION OF DUTY TO REGISTER. The duty to
20 register for a person ends when the person dies if the person has a
21 reportable conviction or adjudication.

22 Art. 65.102. FAILURE TO COMPLY WITH REGISTRATION
23 REQUIREMENTS. (a) A person commits an offense if the person is
24 required to register and intentionally or knowingly fails to comply
25 with any requirement of this chapter.

26 (b) Except as provided by Subsection (c), an offense under
27 this article is a felony of the third degree.

1 (c) An offense is a felony of the second degree if it is
2 shown at the trial of a person:

3 (1) for an offense or an attempt to commit an offense
4 under this article that the person has previously been convicted
5 under this article; and

6 (2) for an offense or an attempt to commit an offense
7 under this article that the person fraudulently used identifying
8 information in violation of Section 32.51, Penal Code, during the
9 commission or attempted commission of the offense.

10 SUBCHAPTER D. REMOVAL OF REGISTRATION INFORMATION

11 Art. 65.151. REMOVING REGISTRATION INFORMATION WHEN DUTY TO
12 REGISTER EXPIRES. (a) When a person is no longer required to
13 register as a terrorist offender under this chapter, the department
14 shall remove all information about the person from the terrorist
15 offender registry.

16 (b) The duty to remove information under Subsection (a)
17 arises if the department has received notice from a local law
18 enforcement authority or the person's representative that the
19 person has died and the department verifies the information.

20 (c) When the department has removed information under
21 Subsection (a), the department shall notify all local law
22 enforcement authorities that have provided registration
23 information to the department about the person of the removal. A
24 local law enforcement authority that receives notice from the
25 department under this subsection shall remove all registration
26 information about the person from its registry.

27 SECTION 2. The heading to Section 411.1473, Government

1 Code, is amended to read as follows:

2 Sec. 411.1473. DNA RECORDS OF CERTAIN REGISTERED SEX
3 OFFENDERS AND TERRORIST OFFENDERS.

4 SECTION 3. Sections 411.1473(a) and (b), Government Code,
5 are amended to read as follows:

6 (a) This section applies only to a person who is required to
7 register under Chapter 62 or 65, Code of Criminal Procedure.

8 (b) The department by rule shall require a law enforcement
9 agency serving as a person's primary registration authority under
10 Chapter 62 or 65, Code of Criminal Procedure, to:

11 (1) take one or more specimens from a person described
12 by Subsection (a) for the purpose of creating a DNA record; and

13 (2) preserve the specimen and maintain a record of the
14 collection of the specimen.

15 SECTION 4. Section 15.02(d), Penal Code, is amended to read
16 as follows:

17 (d) An offense under this section is one category lower than
18 the most serious felony that is the object of the conspiracy, and if
19 the most serious felony that is the object of the conspiracy is a
20 state jail felony, the offense is a Class A misdemeanor. This
21 subsection does not apply to an offense under Section 76.02.

22 SECTION 5. The Penal Code is amended by adding Title 12 to
23 read as follows:

24 TITLE 12. TERRORISM

25 CHAPTER 76. TERRORISTIC OFFENSES

26 Sec. 76.01. DEFINITIONS. In this chapter:

27 (1) "Material support or resources" means:

- 1 (A) currency or other financial securities;
- 2 (B) financial services;
- 3 (C) instruments of value;
- 4 (D) lodging;
- 5 (E) training;
- 6 (F) safehouses;
- 7 (G) false documentation or identification;
- 8 (H) communications equipment;
- 9 (I) computer equipment;
- 10 (J) software;
- 11 (K) facilities;
- 12 (L) a deadly weapon;
- 13 (M) lethal substances;
- 14 (N) an explosive weapon or components of an
- 15 explosive weapon, a chemical dispensing device, or a hoax bomb, as
- 16 those terms are defined by Section 46.01;
- 17 (O) personnel;
- 18 (P) transportation; and
- 19 (Q) other tangible assets, other than medical
- 20 care provided by a licensed health care provider or religious
- 21 materials.
- 22 (2) "Training" means teaching or demonstrating
- 23 directly to another person, either in person or through a writing or
- 24 by use of a computer or computer network, the use, application, or
- 25 making of:
- 26 (A) a weapon prohibited by Section 46.05;
- 27 (B) a deadly weapon;

1 (C) a component of an explosive weapon, as
2 defined by Section 46.01; or

3 (D) an incendiary device capable of causing
4 injury or death to persons.

5 Sec. 76.02. TERRORISM. (a) A person commits an offense if
6 the person:

7 (1) commits or conspires to commit an offense under:

8 (A) Chapter 19;

9 (B) Section 20.02;

10 (C) Section 20.03;

11 (D) Section 20A.02;

12 (E) Section 22.02;

13 (F) Section 22.021;

14 (G) Section 22.05, if punishable as a felony;

15 (H) Section 22.07, if punishable as a felony;

16 (I) Section 22.09;

17 (J) Section 28.02;

18 (K) Section 28.07, if punishable as a felony;

19 (L) Section 29.03;

20 (M) Section 38.152, if punishable as a felony; or

21 (N) Section 46.08; and

22 (2) commits or conspires to commit that offense with
23 the intent to:

24 (A) intimidate or coerce the public or a
25 substantial group of the public; or

26 (B) influence, by intimidation or coercion, the
27 policy, conduct, or activities of this state, a political

1 subdivision of this state, or the United States.

2 (b) An offense under this section is one category higher
3 than the most serious offense listed in Subsection (a) that was
4 committed or conspired to be committed, except that:

5 (1) if the most serious offense is a Class A
6 misdemeanor, the offense under this section is a Class A
7 misdemeanor with a minimum term of confinement of 180 days; and

8 (2) if the most serious offense is a felony of the
9 first degree, the offense under this section is a felony of the
10 first degree with a minimum term of confinement of 15 years.

11 Sec. 76.03. AIDING IN COMMISSION OF TERRORISM. (a) A
12 person commits an offense if the person intentionally raises,
13 solicits, collects, or provides material support or resources with
14 intent or knowledge that the material support or resources will be
15 used, wholly or partly, to solicit, direct, supervise, plan,
16 prepare, promote, carry out, assist, or aid in committing an
17 offense under Section 76.02.

18 (b) An offense under this section is of the same degree as
19 the offense under Section 76.02 that the person aided.

20 Sec. 76.04. HINDERING PROSECUTION OF TERRORISM. (a) A
21 person commits an offense if, with intent to hinder the arrest,
22 prosecution, conviction, or punishment of another for an offense
23 under Section 76.02 or 76.03, the person:

24 (1) harbors or conceals the other;

25 (2) provides or aids in providing the other with any
26 means of avoiding arrest or effecting escape;

27 (3) warns the other of impending discovery or

1 apprehension; or

2 (4) tampers with any physical evidence that might aid
3 in the discovery or apprehension of the other.

4 (b) An offense under this section is of the same degree as
5 the offense under Section 76.02 or 76.03 for which the person
6 committed the act described by Subsection (a).

7 Sec. 76.05. ASSISTANCE BY ATTORNEY GENERAL. (a) The
8 attorney general, if requested to do so by the attorney
9 representing the state, may assist the attorney representing the
10 state in the investigation or prosecution of an offense under this
11 chapter.

12 (b) The attorney general shall designate one individual in
13 the division of the attorney general's office that assists in the
14 prosecution of criminal cases to coordinate responses to requests
15 to assist in prosecution made under this section.

16 SECTION 6. This Act takes effect September 1, 2023.